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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

9 **CANTON PORT SERVICES, LLC**

10 Plaintiff,

11 v.

12 **M/V INDIGO SPICA
(IMO No. 9708758),**

13 her engines, boilers, apparel, tackle, boats,
appurtenances, etc., *in rem*,

14 Defendant.

15 **IN ADMRALTY**

16 Case No. 3:23-cv-06048-TMC

17 **ORDER AUTHORIZING ARREST OF
VESSEL M/V INDIGO SPICA, IMO NO.
9708758**

18 ON THIS DAY, THIS CAUSE CAME ON TO BE HEARD upon Plaintiff Canton Port
19 Services, LLC's (Plaintiff Canton) Verified Motion For Order Authorizing the Arrest of the Vessel
20 M/V INDIGO SPICA, IMO No. 9708758 ("INDIGO SPICA"), her engines, machinery, boats,
21 tackle, apparel, furniture, propellers, bow sprits, masts, ramps, rigging, anchors, cables, chains,
22 capstans, outfit, tackle, tools, pumps and pumping equipment, apparel, furniture, fittings and
23 equipment, spares, spare parts and all other appurtenances to the pursuant to Rule C and Rule E of
24 the Supplemental Rules For Admiralty Or Maritime Claims And Asset Forfeiture Actions (SARs)
25 to the Federal Rules of Civil Procedure and Local Admiralty Rule (LAR) 116, and this Court, upon
26 consideration thereof, FINDS:

27 THAT the conditions for an *in rem* action against the vessel INDIGO SPICA appear to
exist pursuant to SAR Rule C(3)(a)(i).

PROPOSED ORDER AUTHORIZING ARREST OF
VESSEL M/V INDIGO SPICA, IMO NO. 9708758 - 1
CAUSE NO. 3:23-cv-06048-TMC

135622.0001/9570140.1

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1 THAT the INDIGO SPICA is or will soon be at the Kalama Export Berth for loading grain,
2 Port of Kalama, 110 W. Marine Drive, Kalama, WA 98624, and accordingly is within the Western
3 District of Washington and jurisdiction of this Court.

4 THAT Plaintiff Canton is entitled to seek foreclosure of its 46 U.S.C. §31342 maritime
5 lien for necessities against the INDIGO SPICA pursuant to SAR Rule C, SAR Rule E, and LAR
6 116.

7 THAT Plaintiff Canton shall pay the U.S. Marshal fee in the amount of \$3,500 and all other
8 U.S. Marshal fees as they accrue.

9 THAT Plaintiff Canton will pay the U.S. Marshal the fee for Port Insurance on the
10 INDIGO SPICA to protect the *res*, and that the expenses of the U.S. Marshal and the Port Insurance
11 are deemed *expenses in custodia legis*.

12 IT IS THEREFORE ORDERED AND ADJUDGED that the arrest of the vessel INDIGO
13 SPICA is hereby authorized and that the United States District Court Clerk shall issue a Warrant
14 which shall be delivered to the United States Marshal for service and execution.

15 IT IS FURTHER ORDERED AND ADJUDGED that the insurance premiums and U.S.
16 Marshal's fees as they accrue to protect the INDIGO SPICA are deemed *expenses in custodia
17 legis*.

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PROPOSED ORDER AUTHORIZING ARREST OF
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1 SO ORDERED AND ADJUDGED on this 15th day of November, 2023.
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Tiffany M. Cartwright
United States District Court Judge

Presented by:

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Pro Hac Vice Admission to Be Filed

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PROPOSED ORDER AUTHORIZING ARREST OF
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CAUSE NO. 3:23-cv-06048-TMC

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